

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

Paper No. 31

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

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U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte HONG H. JIANG, ALLEN H. SIMON
and VAL G. COOK

Appeal No. 2004-0872
Application No. 09/470,741

ORDER REMANDING TO EXAMINER

Appellants have filed the following Information Disclosure Statements (IDSs), which have been matched with this application at the Board of Patent Appeals and Interferences:

- IDS filed April 16, 2004 (Paper No. 29)
- IDS filed on March 29, 2004 (Paper No. 30)

Both IDSs need to be considered by the primary examiner with respect to compliance with the criteria set forth in 37 CFR §§ 1.97 and 1.98. A communication notifying appellants of the primary examiner's decision is required.

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Accordingly, it is

ORDERED that the application is remanded to the examiner for consideration of the IDSSs filed April 16, 2004 (Paper No. 29) and March 29, 2004 (Paper No. 30), notification to appellants in writing of consideration and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



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